

1 THE HONORABLE RICARDO S. MARTINEZ  
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7 UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF  
8 WASHINGTON

9 DEBORAH BOLLINGER and BRYAN  
10 BUBNICK, individually and on behalf of all  
11 others similarly situated,

12 Plaintiffs,

13 v.

14 RESIDENTIAL CAPITAL, LLC and ALLY  
15 FINANCIAL, INC.,

16 Defendants.

17 CASE NO. C10-1123 (RSM)

18 DECLARATION OF ROBERT L.  
19 SCHUG IN SUPPORT OF PLAINTIFFS'  
20 MOTION FOR CONDITIONAL CLASS  
21 CERTIFICATION AND JUDICIAL  
22 NOTICE

23 NOTE ON MOTIONS CALENDAR:  
24 Friday, November 26, 2010

25 I, Robert L. Schug, hereby declare as follows:

26 1. I am an attorney at the law firm of Nichols Kaster, LLP. I am one of the  
27 attorneys for the Plaintiffs in the above-captioned action.

2. I make this declaration in support of Plaintiffs' Motion for Conditional Class  
28 Certification and Judicial Notice.

3. Plaintiffs served their first set of interrogatories and document requests to  
29 Defendants in this matter on October 20, 2010. Defendants served their first set of  
30 interrogatories and document requests to Named Plaintiffs Deborah Bollinger and Bryan  
31 Bubnick on October 29, 2010.

32 4. Attached hereto are true and correct copies of the following:

33 **Exhibit A:** Plaintiffs' proposed Judicial Notice and Consent Form

**Exhibit B:** Excerpts from Ally Financial's 2010 Form 10-K Annual Report. Obtained from Ally Financial's website, and printed on November 4, 2010 (<http://www.ally.com/about/investor/sec-filings/index.html?form=10-K>)

**Exhibit C:** Excerpt from Ally Financial's website entitled, "Our History." Printed on November 4, 2010 (<http://www.ally.com/about/company-structure/history/index.html>)

**Exhibit D:** Declarations of Plaintiffs in Support of Plaintiffs' Motion for Conditional Class Certification and Judicial Notice

Deborah Bollinger  
Bryan Bubnick  
Melissa Coleman  
William Mockbee  
Viet Pho  
Heather Pruitt  
Steve Schatz  
Sean Wallace

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

DATED this 5th day of November, 2010.

## NICHOLS KASTER, LLP

By: /s/ Robert L. Schug, Admitted Pro Hac Vice  
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Telephone: (415) 277-7235  
Facsimile: (415) 277-7238

*Attorneys for Plaintiff and Putative Class Members*

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

## **CERTIFICATE OF SERVICE**

Bollinger v. Residential Capital, LLC  
Court File No. 2:10-cv-01123-RSM

I hereby certify that on November 5, 2010, I caused the above Declaration of Robert L. Schug, and all accompanying exhibits, to be filed electronically with the Clerk of Court through ECF, and that ECF will send an e-notice of the electronic filing to the following:

Beth E. Terrell	<a href="mailto:bterrell@tmddlega.com">bterrell@tmddlega.com</a>	<a href="mailto:bkinsey@tmddlegal.com">bkinsey@tmddlegal.com</a>
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Matthew C. Helland	<a href="mailto:helland@nka.com">helland@nka.com</a>	<a href="mailto:assistants@nka.com">assistants@nka.com</a>
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	<a href="mailto:votert@jacksonlewis.com">votert@jacksonlewis.com</a>	
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William J Anthony	<a href="mailto:anthonyw@jacksonlewis.com">anthonyw@jacksonlewis.com</a>	

DATED this 5th day of November, 2010.

## NICHOLS KASTER LLP

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